



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

FROMMER LAWRENCE & HAUG
745 FIFTH AVENUE- 10TH FL.
NEW YORK NY 10151

MAILED

MAY 18 2011

OFFICE OF PETITIONS

In re Patent No. 7,904,799
Issue Date: March 8, 2011
Application No. 09/651,875
Filed: August 30, 2000
Attorney Docket No. 730301-2016

DECISION ON PETITION

This is a decision on the Petition Under 37 C.F.R. §3.81(b), and Request For Certificate Of Correction Under 37 C.F.R. §1.323, filed March 11, 2010, to add ---DECENTRIX, INC.-- to the Title Page of the Patent via a Certificate of Correction.

The petition under 37 CFR §3.81(b) is DISMISSED.

Petitioner requests that the present Petition was submitted to add --DECENTRIX, INC.-- on the previously submitted PTOL-85B and such error was incorrect.

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in §3.11 before issuance of the patent, and must include a request for a certificate of correction under §1.323 of this chapter (accompanied by the fee set forth in §1.20(a) and the processing fee set forth in 1.17(i) of this chapter).

The Petition Under 37 CFR §3.81(b) was not accompanied by a Certificate of Correction Form (PTO/SB/44) as required by §3.81(b). See also MPEP 1481.01. Since petitioner has failed to comply with the provisions of 37 CFR §3.81(b), the petition is dismissed.

Inquiries related this communication should be directed to the undersigned at (571)272-3213.

Cheryl Gibson-Baylor

Cheryl Gibson-Baylor
Petitions Examiner
Office of Petitions